IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.V.K.BALI

WEDNESDAY, THE 22ND NOVEMBER 2006 / 1ST AGRAHAYANA 1928

ARBITRATION REQUEST No.39 of 2006

APPLICANT:-

S.VARADARAJALU,
S/O.LATE M.SREENIVASA REDDIAR,
MANAGING PARTNER, PARTHAS TEXTILES,
K.K.ROAD, KOTTAYAM.

BY ADV. SRI.K.GOPALAKRISHNA KURUP

OPPOSITE PARTIES:-

1. S.RAJAKRISHNAN,
   S/O.LATE SREENIVASA REDDIAR, AGED 49,
   MANAGING PARTNER, PARTHAS TEXTILES, K.K.ROAD,
   KOTTAYAM.

2. S.NAGARAJALU,
   S/O.LATE SREENIVASA REDDIAR, AGED 62,
   MANAGING PARTNER, PARTHAS TEXTILES,
   P.H.ROAD, THIRUVANANTHAPURAM.

3. S.ARJUNAN,
   S/O.LATE SREENIVASA REDDIAR, AGED 51,
   MANAGING PARTNER, PARTHAS, P.H.ROAD,
   THIRUVANANTHAPURAM.

4. S.VISWANATHAN,
   S/O.LATE SREENIVASA REDDIAR, MANAGING PARTNER,
   PARTHAS TEXTILES, CAPE ROAD, NAGERCOIL,

5. LAKSHMAN SREENIVAS,
   S/O.S.NAGARAJAN,
   T.C. NO.5/2352-2, PARTHAS BUILDING,GOLD LINKS ROAD,
   THIRUVANANTHAPURAM.

BY ADV. SRI.P.G.PARAMESWARA PANICKER (SR.)
SRI.P.GOPAL

THIS ARBITRATION REQUEST HAVING BEEN FINALLY HEARD ON 22/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.K.Bali,C.J.

Arbitration Request No.39 of 2006

Dated, this the 22nd day of November, 2006

ORDER

V.K.Bali,C.J. (Oral)

This is an application filed under Section 11 of the Arbitration & Conciliation Act, 1996, hereinafter referred to as 'Act of 1996'.

2. On notice, respondents have appeared through Sri.P.G.Parameswara Panicker, Senior Advocate. There is no objection to the appointment of Arbitrators in view of there being such a clause in the partnership agreement. The respondents have given three names of the Arbitrators and there is no opposition for their being Arbitrators to go into the dispute. Justice K.A.Nayar, Justice T.V.Ramakrishnan and Justice M.R.Hariharan Nair, former Judges of this Court, as mentioned in the counter affidavit are appointed as Arbitrators. Justice K.A.Nayar would be the Presiding Arbitrator.

Disposed of accordingly.

Sd/-
V.K.Bali
Chief Justice

vku/-

- true copy -

P.A.to Judge.